

**SHAPIRO & SUTHERLAND, LLC**  
1499 SE Tech Center Place, Suite 255  
Vancouver, WA 98683  
Telephone: (360) 260-2253  
S&S No. 18-123522

Honorable Christopher M Alston  
Chapter 13  
Hearing Location: Seattle, WA  
Hearing Date: August 16, 2018  
Hearing Time: 09:30 AM

**UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON**

In Re:

Jason L Woehler

Debtor.

**Case No. 18-12299-CMA**

**CHAPTER 13 BANKRUPTCY**

**OBJECTION TO  
CONFIRMATION OF PLAN**

COMES NOW Nationstar Mortgage LLC d/b/a Mr. Cooper, its successors and/or assigns (“Creditor”), by and through its attorney, Cara Richter, and hereby objects to Jason L Woehler’s (“Debtor”) proposed Chapter 13 Plan (the “Plan”) filed June 25, 2018.

**BACKGROUND**

On or about May 14, 2009, Jason L Woehler made, executed and delivered a Note (“Note”) in favor of Golf Savings Bank, a Washington Stock Savings Bank in the original principal amount of \$353,479.00. Creditor is the holder of the original Note endorsed in blank. This Note was secured by a Deed of Trust encumbering real property commonly described as 1920-A E. Spruce St, Seattle, WA 98122. (“Property”).

1 – OBJECTION TO CONFIRMATION OF PLAN

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1 As established by the Proof of Claim filed with the Court, the amount necessary to fully  
2 pay off Creditor's lien is over \$291,142.64 and the pre-petition arrears are approximately  
3 \$945.89. The pre-petition arrears consist primarily of an escrow shortage.

4 **AUTHORITY AND ARGUMENT**

5 Creditor objects to confirmation of the Plan because the Plan does not provide for cure of  
6 the pre-petition arrearage owing to Creditor. As stated above, the pre-petition arrearages are  
7 \$945.89. Pursuant to 11 U.S.C. § 1322(b)(5), the plan must provide for the curing of any default  
8 within a reasonable period of time. Since the Plan fails to cure the arrearage, the Plan does not  
9 meet the requirements of 11 U.S.C. § 1322(b)(5).  
10

11 WHEREFORE, Nationstar Mortgage LLC d/b/a Mr. Cooper, its successors and/or  
12 assigns, respectfully requests an Order denying Confirmation of the Debtor's proposed Plan.

13 Dated this 27<sup>th</sup> day of June, 2018.  
14

15  
16 /s/ Cara Richter  
17 Cara J. Richter  
18 WSBA # 47723  
19 Attorney for Creditor  
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27 2 – OBJECTION TO CONFIRMATION OF PLAN  
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8 **UNITED STATES BANKRUPTCY COURT**  
9 **FOR THE WESTERN DISTRICT OF WASHINGTON**

10 In re:

11 Jason L Woehler

12 Debtor(s)

**Case No. 18-12299-CMA**

**CERTIFICATE OF MAILING**

13  
14 I hereby certify under penalty of perjury under the laws of the State of Washington that I  
15 mailed a true and correct copy of the Objection to Confirmation of Plan, postage pre-paid,  
16 regular first class mail, on the 27<sup>th</sup> day of June, 2018, to the parties listed below.  
17

18 DATED this 27<sup>th</sup> day of June, 2018.

19 /s/ Milena Rentschler

20 Milena Rentschler

21 Legal Assistant to Cara Richter

22  
23 Jason L Woehler  
24 1920-A E. Spruce St  
25 Seattle, WA 98122

26  
27 1 – CERTIFICATE OF MAILING  
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SHAPIRO & SUTHERLAND, LLC  
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1 James E. Dickmeyer  
2 121 Third Avenue  
3 PO Box 908  
4 Kirkland, WA 98083

5 K Michael Fitzgerald  
6 600 University St #1300  
7 Seattle, WA 98101  
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